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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/843,888	04/30/2001	Lawrence M. Besaw	10006664-1	1150

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HEWLETT PACKARD COMPANY  
P O BOX 272400, 3404 E. HARMONY ROAD  
INTELLECTUAL PROPERTY ADMINISTRATION  
FORT COLLINS, CO 80527-2400

EXAMINER

BATES, KEVIN T

ART UNIT PAPER NUMBER

2155

DATE MAILED: 05/13/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/843,888

Applicant(s)

BESAW, LAWRENCE M.

Examiner

Kevin Bates

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 16 November 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 20-51 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 20-51 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_

***Response to Amendment***

This Office Action is in response to a communication made on November 16, 2004.

Claims 20 – 51 are pending in this application.

***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

**Claims 20-21, 23-34, 36-44, and 46-51 are rejected under 35 U.S.C. 102(e) as being anticipated by Polizzi (6832263).**

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Regarding claims 20 and 43, Polizzi discloses a method for providing customers of a network management portal secure access to customer information over a network (Column 3, lines 61 – 67), comprising: allocating to each customer memory space in a secure storage area (Column 2, line 66 – Column 3, line 9; Column 10, lines 55 – 60) in a remote network node (Column 3, lines 65 – 67); storing in a first memory space allocated to a first customer information resulting from performance of a network management transaction by a web application executed for said first customer (Column 10, line 66 – Column 11, line 1; Column 6, line 65 – Column 7, line 1); transmitting to a requesting web browser a web page having an embedded link to said web application

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and said first customer information (Column 6, line 65 – 66; Column 12, lines 13 – 16); determining, by a security module invoked by said web browser, whether a requestor has been authenticated as said first customer by said portal, and, if not, requesting verification information from said requestor; comparing, by said web application, previously-inputted or said requested verification information against said first customer's information stored in a user configuration database to authenticate said requestor; and permitting, by said web application, said requestor access to said first memory space when said verification information matches said particular customer's information in said database (Column 11, lines 17 – 41; Column 5, lines 43 – 46).

Regarding claim 33, Polizzi discloses a management information portal for providing customers access to customer information over a network (Column 3, lines 61 – 67), comprising: at least one processor; a secure data storage device coupled to said at least one processor; a user configuration database of customer verification information; a security module configured to determine whether a requestor has been previously authenticated, and, if not, to request verification information from said requestor (Column 22, line 66 – Column 23, line 7; Column 11, lines 17 – 41); and a web application configured to allocate to each customer dedicated memory space in said secure data storage device (Column 2, line 66 – Column 3, line 9; Column 10, lines 55 – 60), and to store in memory space allocated to a first customer information resulting from performance of a network management transaction by said web application executed for said first customer (Column 10, line 66 – Column 11, line 1; Column 6, line 65 – Column 7, line 1), to transmit to a web browser a web page having an embedded

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link to said web application and said first customer information (Column 6, line 65 – 66; Column 12, lines 13 – 16); to compare previously-inputted or said requested verification information against said first customer's information stored in said database to authenticate said requestor; and to permit said requestor access to said first memory space when said requested verification information matches said first customer's information in said database (Column 11, lines 17 – 41; Column 5, lines 43 – 46).

Regarding claims 21 and 44, Polizzi discloses determining whether a requestor has been authenticated as said first customer comprises: invoking said security module in response to said web browser parsing an attribute in said web application link during activation of said web page by said web browser (Column 22, line 66 – Column 23, line 7); determining whether said requestor has been authenticated or logged into said portal as said first customer; and when said requestor is not authenticated or logged into said portal as said first customer, requesting, by said security module, that said requestor input verification information (Column 22, line 66 – Column 23, line 7).

Regarding claim 23 and 46, Polizzi discloses that prior to storing in said first memory space information resulting from performance of a network management transaction, the method further comprises: providing to each of the customers at least one network service comprising at least one network management service for one or more of the at least one network service (Column 11, lines 63 – 65).

Regarding claim 24, Polizzi discloses that said at least one network service further comprises one or more of Internet service and email service (Column 11, lines 63 – 65).

Regarding claim 25, Polizzi discloses that said at least one network management service comprises at least one of either monitoring and troubleshooting for said at least one network service provided to each of the customers (Column 14, line 45 – Column 15, line 2).

Regarding claims 26, 36, and 47, Polizzi discloses that said network management transaction comprises at least **one of a group** consisting of: generating a network topology map for a partition of the network allocated to said first customer; generating a status report based on inputs provided by said first customer (Column 6, line 61 – Column 7, line 1); and displaying performance attributes selected by said first customer.

Regarding claim 37, Polizzi discloses that said remote network node comprises said network management portal (Column 3, lines 61 – 67).

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Regarding claim 38, Polizzi discloses that said web application comprises at least one of either a common gateway interface (CGI) program (Column 3, line 67 – Column 4, line 11) and a Java servlet (Column 4, lines 19 – 21).

Regarding claims 27, 37, and 48, Polizzi discloses that said remote network node comprises said network management portal (Column 3, lines 61 – 67).

Regarding claims 28, 38, and 49, Polizzi discloses that said web application comprises at least one of either a common gateway interface (CGI) program (Column 3, line 67 – Column 4, line 11) and a Java servlet (Column 4, lines 19 – 21).

Regarding claims 29, 39, and 50, Polizzi discloses that said web application link comprises a hypertext link (Column 12, lines 13 – 16).

Regarding claims 30 and 40, Polizzi discloses that said first customer information comprises at least one of either images or data (Column 10, lines 66 – 67).

Regarding claims 31 and 41, Polizzi discloses that said first customer comprises at least one of a group consisting of a management information system group, a network administrator, and an organization (Column 5, lines 43 – 46).

Regarding claims 32, 42, and 51, Polizzi discloses that said verification information comprises at least one of either a customer identifier and a customer password (Column 11, lines 25 – 27).

Regarding claim 34, Polizzi discloses that said web application link comprises an attribute the parsing of which causes invocation of said security application (Column 11, lines 20 – 25).

### ***Claim Rejections - 35 USC § 103***

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The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

**Claims 22, 35, and 45 are rejected under 35 U.S.C. 103(a) as being unpatentable over Polizzi in view of Nordenstam (6442615).**

Regarding claims 22, 35, and 45, Polizzi does not explicitly indicate that storing in a first memory space allocated to a first customer information resulting from performance of a network management transaction comprises: receiving a request from said first customer to generate a topology map; display a list of topology map

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options for said requested topology; gather from the network topology map-related information based on customer-specified topology map options; and storing in said first memory space said topology map-related information. Nordenstam discloses receiving a request from said first customer to generate a topology map (Column 11, lines 33 – 50); display a list of topology map options for said requested topology map (Column 10, lines 37 – 53); gather from the network topology map-related information based on customer-specified topology map options (Column 11, lines 1 – 8); and storing in said first memory space said topology map-related information (Column 12, lines 52 – 55). It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine Nordenstam's system of generating topology maps of networks with Polizzi's disclosure of a portal system providing services and security to a user while communicating with many types of databases and performing functions based on the information in those databases and requests (Column 1, lines 29 – 50) from the user in order to provide Nordenstam's system with better authentication system of accessing the information and the services needed to simulate the network (Column 8, lines 54 – 60; Column 11, lines 33 – 39).

### ***Response to Arguments***

Applicant's arguments with respect to claims 20-51 have been considered but are moot in view of the new ground(s) of rejection.

### ***Prior Art***

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.



U. S. Patent No. 6205469 issued to Graham, because it discloses a portal managing data storage and applications.

### ***Conclusion***

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kevin Bates whose telephone number is (571) 272-3980. The examiner can normally be reached on 8 am - 4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ario Etienne can be reached on (571) 272-4001. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.


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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

KB

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May 11, 2005

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ARIELLE  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER